

Senate Engrossed

State of Arizona
Senate
Forty-seventh Legislature
First Regular Session
2005

CHAPTER 115

SENATE BILL 1466

AN ACT

AMENDING TITLE 26, CHAPTER 1, ARTICLE 3, ARIZONA REVISED STATUTES, BY ADDING SECTION 26-183; AMENDING TITLE 43, CHAPTER 6, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 43-619; RELATING TO INDIVIDUAL INCOME TAX REFUNDS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 26, chapter 1, article 3, Arizona Revised Statutes,
3 is amended by adding section 26-183, to read:

4 26-183. National guard relief fund

5 A. THE NATIONAL GUARD RELIEF FUND IS ESTABLISHED CONSISTING OF MONIES
6 RECEIVED PURSUANT TO SECTION 43-619.

7 B. THE ADJUTANT GENERAL SHALL ADMINISTER THE FUND. ON NOTICE FROM THE
8 ADJUTANT GENERAL, THE STATE TREASURER SHALL INVEST AND DIVEST MONIES IN THE
9 FUND AS PROVIDED BY SECTION 35-313, AND MONIES EARNED FROM INVESTMENTS SHALL
10 BE CREDITED TO THE FUND. MONIES IN THE FUND:

11 1. ARE EXEMPT FROM THE PROVISIONS OF SECTION 35-190 RELATING TO
12 LAPSING OF APPROPRIATIONS.

13 2. ARE CONTINUOUSLY APPROPRIATED TO THE DEPARTMENT FOR THE PURPOSES
14 PRESCRIBED IN SUBSECTION C OF THIS SECTION.

15 C. THE NATIONAL GUARD SHALL USE THE MONIES IN THE FUND TO PROVIDE
16 FINANCIAL ASSISTANCE TO FAMILIES OF ARIZONA NATIONAL GUARD MEMBERS WHEN THE
17 NATIONAL GUARD MEMBER IS PLACED ON ACTIVE DUTY AND IS SERVING IN A COMBAT
18 ZONE.

19 Sec. 2. Title 43, chapter 6, article 1, Arizona Revised Statutes, is
20 amended by adding section 43-619, to read:

21 43-619. Contribution to national guard relief fund

22 A. THE DEPARTMENT SHALL PROVIDE A SPACE ON THE INDIVIDUAL INCOME TAX
23 RETURN FORM IN WHICH THE TAXPAYER MAY DESIGNATE AN AMOUNT OF THE TAXPAYER'S
24 REFUND AS A VOLUNTARY CONTRIBUTION TO THE NATIONAL GUARD RELIEF FUND
25 ESTABLISHED BY SECTION 26-183.

26 B. AFTER SUBTRACTING ANY SETOFF FOR DEBTS PURSUANT TO SECTION 42-1122,
27 THE DEPARTMENT OF REVENUE SHALL SUBTRACT THE DESIGNATED AMOUNT FROM THE
28 REFUND DUE THE TAXPAYER AND TRANSFER IT TO THE DEPARTMENT OF EMERGENCY AND
29 MILITARY AFFAIRS FOR DEPOSIT IN THE NATIONAL GUARD RELIEF FUND. THE
30 DEPARTMENT OF REVENUE SHALL DETERMINE THE INITIAL ADMINISTRATIVE COST OF THIS
31 SECTION AND REPORT THE AMOUNT TO THE DEPARTMENT OF EMERGENCY AND MILITARY
32 AFFAIRS. THE DEPARTMENT OF EMERGENCY AND MILITARY AFFAIRS SHALL TRANSFER
33 THAT AMOUNT TO THE STATE GENERAL FUND.

34 C. THE TAXPAYER MAY ALSO DONATE ANY AMOUNT TO THE NATIONAL GUARD
35 RELIEF FUND, IN LIEU OF OR IN ADDITION TO THE DESIGNATED PORTION OF THE TAX
36 REFUND, BY AN APPROPRIATE INDICATION ON THE RETURN AND BY INCLUDING THAT
37 AMOUNT WITH THE RETURN.

38 Sec. 3. Effective date

39 This act is effective and applies to taxable years beginning from and
40 after December 31, 2005.

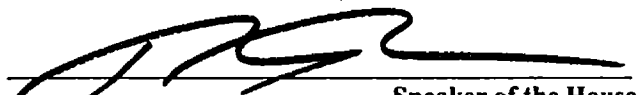
APPROVED BY THE GOVERNOR APRIL 18, 2005.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 18, 2005.

Passed the House April 12, 20 05,

by the following vote: 58 Ayes,


1 Nays, 1 Not Voting


Speaker of the House
Pro Tempore
Norman L. Moore
Chief Clerk of the House

Passed the Senate March 1, 20 05,

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting


President of the Senate
Charmine Bellington
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

13th day of April, 20 05

at 12:46 o'clock P. M.

Jennifer Ybarra
Secretary to the Governor

Approved this 18 day of

April, 20 05,

at 2¹⁰ o'clock P. M.

Jan Napolitano
Governor of Arizona

S.B. 1466

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 18 day of April, 20 05,

at 4:40 o'clock P. M.

Janice K. Brewer
Secretary of State